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TO: Commissioner for Patents

Attn: Examiner Khawar Iqbal

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FROM: OUR REF.: Jason S. Feldmar

G&C 139.142-US-U1

(310) 642-4141

TELEPHONE:

Total pages, including cover letter: 19

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| Title of Document Transmitted: | TRANSMITTAL SHEETS AND AMENDMENT UNDER 37 C.F.R. §1116. |
|--------------------------------|---|
| Applicant: | David W. Kelleher |
| Serial No.: | 09/689,245 |
| Filed: | October 11, 2000 |
| Group Art Unit | 2686 |
| Title: | METHOD AND APPARATUS FOR CELLULAR INSTANT MESSAGING |
| Our Ref. No.: | G&C 139.142-US-U1 |

Please charge all fees to Deposit Account No. 50-0494 of Gates & Cooper LLP.

Name: Jason S. Feldmar

Reg. No.: 39,187

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September 26, 2005

Date

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G&C 139.142-US-U1

RECEIVED **CENTRAL FAX CENTER**

SEP 2 6 2005

Due Date: September 27, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

David W. Kelleher

Examiner:

Khawar Iqbal

Serial No.:

09/689,245

Group Art Unit:

2686

Filed:

October 11, 2000

Docker:

G&C 139.142-US-U1

Title:

METHOD AND APPARATUS FOR CELLULAR INSTANT MESSAGING

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

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on September 26, 2005.

MAIL STOP AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir.

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Transmittal sheet, in duplicate, containing a Certificate of Mailing or Transmission under 37 CFR 1.8.

Amendment Under 37 C.F.R. §1.116.

CLAIMS PRESENT

| Claims Remaining: | Highest Number Previously Paid For: | Number Extra | | Rate | | Fee |
|-----------------------|-------------------------------------|-----------------|---|----------|---|--------|
| Total Claims | | | 1 | | | |
| 48 | 48 | 0 | X | \$50.00 | ╛ | \$0.00 |
| Independent Claims | | | 1 | | | |
| 6 | 6 | 0 | × | \$200.00 | | \$0.00 |
| MULTIPLE DEPENDENT CL | AIM FEE | | | | | \$0.00 |
| TOTAL FILING FEE | | | | | | \$0.00 |

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GATES & COOPER LLP

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|-----------------------|----------------------|------------|-----|----------|---|--------|
| Claims Remaining: | Highest Number | Number | 1 | Rate | | Fee |
| <u> </u> | Previously Paid For: | Extra | 1 . | | j | |
| Total Claims | | | | | | |
| 48 | 48 | 0 | x | \$50.00 | | \$0.00 |
| Independent Claims | | | | | | |
| 6 | 6 | 0 | X | \$200.00 | 7 | \$0.00 |
| MULTIPLE DEPENDENT CL | AIM FEE | | | | | \$0.00 |
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By:

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RECEIV선원⁰⁶⁴¹⁸⁷⁹⁸ CENTRAL FAX CENTER

SEP 2 6 2005

RESPONSE UNDER 37 C.F.R. 1.116 EXPEDITED PROCEDURE EXAMINING GROUP 2686

Due Date: September 27, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

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Examiner:

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Dear Sir.

In response to the Office Action dated July 27, 2005, which was made final, please enter the following amendments in the above-identified application.